

**Remarks**

The above Amendments and these Remarks are in reply to the Office Action mailed April 24, 2009.

**I. Summary of Examiner's Rejections**

Prior to the Office Action mailed April 24, 2009, Claims 1-34 were pending in the Application. In the Office Action, Claim 8 was objected to for various informalities. Claims 1-6, 9-13, 16-20 and 23-34 were rejected under 35 U.S.C. 103(a) as being unpatentable over Patterson (U.S. Patent No. 7,093,005) in view of "Java Server Startup". Claims 7, 14, and 21 were rejected under 35 U.S.C. 103(a) as being unpatentable over Patterson in view of Sommerer ("The Java Archive (JAR) File Format"). Claims 8, 15 and 22 were rejected under 35 U.S.C. 103(a) as being unpatentable over Patterson and "Java Server Startup," in view of Aziz et al. (U.S. Patent No. 6,597,956 hereafter Aziz).

**II. Summary of Applicants' Amendments**

The present reply amends Claims 1-2, 8-11, 18, and 25; cancels Claims 3 and 26-34; and adds Claims 35-40, leaving for Examiner's present consideration Claims 1-2, 4-25 and 35-40. Reconsideration of the Application, as amended, is respectfully requested.

**III. Claim Objections**

In the Office Action mailed April 24, 2009, Claim 8 was objected to for various informalities. Accordingly, Claim 8 has been amended as shown above. Reconsideration thereof is respectfully requested.

**IV. Claim Rejections under 35 U.S.C. §103(a)**

In the Office Action mailed April 24, 2009, Claims 1-6, 9-13, 16-20 and 23-34 were rejected under 35 U.S.C. 103(a) as being unpatentable over Patterson (U.S. Patent No. 7,093,005) in view of "Java Server Startup". Claims 7, 14, and 21 were rejected under 35 U.S.C. 103(a) as being unpatentable over Patterson in view of Sommerer ("The Java Archive (JAR) File Format"). Claims 8, 15 and 22 were rejected under 35 U.S.C. 103(a) as being unpatentable over Patterson and "Java Server Startup," in view of Aziz (U.S. Patent No. 6,597,956).

### **Claim 1**

Claim 1 has been amended to more clearly recite the embodiment therein. As amended, Claim 1 recites:

1. *(Currently Amended) A computer based interactive tool for configuring a domain, comprising:*
  - a computer including a processor and memory, and an interface for communicating with a plurality of servers, wherein each of the servers are capable of providing services as part of a domain;*
  - a user interface executing at the computer which can be used to create and update domains that include the plurality of servers;*
  - a plurality of domain templates used to create domains, wherein each of the domain templates is stored as an archive file on the computer, and wherein each of the domain templates*
    - is associated with a particular domain,*
    - specifies application and service configuration parameters for its particular domain, and*
    - includes any supporting files that are required for building or extending its particular domain; and*
    - wherein the user interface*
      - receives a script which includes a plurality of commands to create or update a specified domain in accordance with a domain template associated with the specified domain,*
      - parses the script to determine the specified domain,*
      - retrieves the domain template associated with the specified domain, including the application and service configuration parameters and supporting files in the domain template, and*
      - automatically executes the plurality of commands together with the domain template, to configure the specified domain at the plurality of servers.*

Patterson discloses a method and apparatus for defining and deploying a networked computer system. (Abstract). After a data center is created, a configuration program is used to add content information, such as Web pages or database information, to one or more servers in the data center that was created using the graphical user interface tool. In the Customization phase, the user may save, copy, replicate, and otherwise edit and manipulate a data center design. Further, the user may apply one or more software images to servers in the data center. (Column 8, lines 29-36). A data center DNA may specify roles of servers in a data center, and the relationship of the various servers in the roles. (Column 9, lines 54-56).

Java Server Startup discloses that the startup/shutdown information can be specified in the M3 server descriptor XML file that will be serialized by the buildjavaserver command. (Page 1).

Applicant respectfully submits that Patterson appears to disclose a system which enables a user to design a data center. The user appears to design the data center graphically and the design of the data center can be saved. The saved data center design appears to be referred to as DNA that can be used for other data centers. The DNA appears to include roles for the servers in the DNA in addition to the logical relationships of the servers. After the data center is created, the user then appears to customize the data center to meet his specific needs.

Claim 1 has been amended to recite a plurality of domain templates used to create domains, wherein each of the domain templates is stored as an archive file on the computer, and wherein each of the domain templates is associated with a particular domain, specifies application and service configuration parameters for its particular domain, and includes any supporting files that are required for building or extending its particular domain.

As described above, Patterson appears to disclose DNA that describes a data center. However, Applicant respectfully submits that in Patterson, the DNA does not appear to be associated with a particular domain and further does not appear to include any supporting files that are required for building or extending its particular domain. Instead, in Patterson, the DNA appears to be independent of any particular domain and only appears to describe the logical connections between elements in the data center. Applicant respectfully submits that Patterson, in view of Java Server Startup, does not disclose or render obvious a plurality of domain templates, as recited by Claim 1.

Furthermore, Claim 1 has been amended to recite wherein the user interface receives a script which includes a plurality of commands to create or update a specified domain in accordance with a domain template associated with the specified domain, parses the script to determine the specified domain, retrieves the domain template associated with the specified domain, including the application and service configuration parameters and supporting files in the domain template, and automatically executes the plurality of commands together with the domain template, to configure the specified domain at the plurality of servers.

In Patterson, a user interface does not appear to receive a script including a plurality of commands. Instead, a user interface may receive a textual representation of a data center. This representation does not appear to include any commands, only a description of the logical organization of a data center. Additionally, Patterson does not appear to disclose parsing the script to determine the specified domain or automatically executing the plurality of commands

together with the domain template. Applicant respectfully submits that Patterson, in view of Java Server Startup, does not appear to disclose or render obvious these features.

In view of the above comments, Applicant respectfully submits that Claim 1, as currently amended, is neither anticipated by nor obvious in view of the cited references, and reconsideration thereof is respectfully requested.

#### **Claims 11, 18 and 25**

The comments provided above with respect to Claim 1 are hereby incorporated by reference. Claims 11, 18 and 25 have been similarly amended to more clearly recite the embodiments therein. For similar reasons as provided above with respect to Claim 1, Applicant respectfully submits that Claims 11, 18 and 25, as amended, are likewise neither anticipated by, nor obvious in view of the cited references, and reconsideration thereof is respectfully requested.

#### **Claim 2-10, 12-17, 19-24 and 26-34**

Claims 3 and 26-34 have been canceled, rendering moot the rejection of these claims. Claims 2, 4-10, 12-17, 19-24 and 26-34 depend from and include all of the features of Claims 1, 11, or 18. Claims 2-10, 12-17, 19-24 and 26-34 are not addressed separately herein; however Applicant respectfully submits that these claims are allowable at least as depending from an allowable independent claim, and further in view of the amendments to the independent claims, and the comments provided above. Reconsideration thereof is respectfully requested.

#### **V. Additional Amendments**

Claims 35-40 have been newly added by the present Reply. Applicant respectfully requests that new Claims 35-40 be included in the Application and considered therewith.

#### **VI. Request for Interview**

In the event the above remarks fail to place the case in condition for allowance, Applicant respectfully requests the opportunity to interview with the Examiner at her convenience, and prior to the issuance of a subsequent Office Action, to assist in expediting prosecution. The Examiner is invited to telephone the undersigned if he can assist in any way in expediting issuance of a patent.

**VII. Conclusion**

In view of the above amendments and remarks, it is respectfully submitted that all of the claims now pending in the subject patent application should be allowable, and reconsideration thereof is respectfully requested. The Examiner is respectfully requested to telephone the undersigned if he can assist in any way in expediting issuance of a patent.

A Petition for Extension of Time is enclosed herewith. The Commissioner is authorized to charge any underpayment or credit any overpayment to Deposit Account No. 06-1325 for any matter in connection with this reply, including any fee for extension of time, which may be required.

Respectfully submitted,

Date: August 24, 2009

By: /Nathan L. Feld/  
Nathan L. Feld  
Reg. No. 59,725

Customer No. 23910  
FLIESLER MEYER LLP  
650 California Street, 14<sup>th</sup> Floor  
San Francisco, California 94108  
Telephone: (415) 362-3800